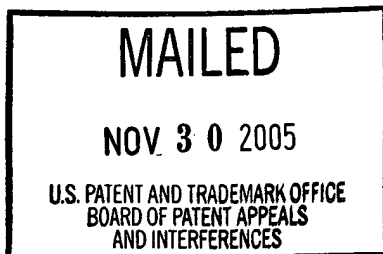


UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**



Ex parte AMY E. BAKER

Application No. 09/557,187

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on September 29, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

A review of the file indicates that Examiner's Answer mailed June 16, 2005 followed the format set forth in 37 CFR § 1.192(c). However, 37 CFR § 1.192 was abolished on September 13, 2004, and replaced by 37 CFR § 41.37(c). Accordingly, the Examiner's Answer of June 16, 2005 does not comply with the headings set forth in the new rules under 37 CFR § 41.37(c).

Application No. 09/557,187

There is no indication on the record that the following listed prior art has been translated.

Kozak DE 3,127,590 September 1982


A translation is needed to process this appeal.

There is no indication on the record that the Appeal Brief fee has been collected.
This fee needs to be collected.

Accordingly, it is

ORDERED that the application is returned to the Examiner to 1) issue a revised Examiner's Answer in compliance with the new rules effective September 13, 2004; 2) supply a copy of the translation of the listed prior art to the appellant and have a copy scanned into the IFW; 3) collect the Appeal Brief Fee; and 4) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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